

*Kirk Lyons*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
INDEMNITY INSURANCE COMPANY OF  
NORTH AMERICA et al

Plaintiff,

- against -

SWIRE SHIPPING, LTD. et al.

Defendants.  
-----X

08 Civ. 4314 (LAK)

**STIPULATION AND ORDER  
OF DISCONTINUANCE**

The above-captioned matter having been settled pursuant to agreement by and between the parties,

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned,  
attorneys for the parties herein, that the above-captioned matter be and hereby is discontinued with  
prejudice and without costs to any party, subject to re-opening within 30 days of the date of entry of  
the order in the event that the settlement is not concluded.

Dated: New York, New York  
August 29, 2008

**CASEY & BARNETT, LLC**  
Attorneys for Plaintiff

By: *Martin F. Casey*  
Martin F. Casey  
317 Madison Avenue, 21<sup>st</sup> Floor  
New York, New York 10017  
(212) 286-0225

**LYONS & FLOOD, LLP**  
Attorneys for Defendants

By: *Kirk M. Lyons*  
Kirk Lyons  
65 West 36<sup>th</sup> Street, 7<sup>th</sup> Floor  
New York, New York 10018  
(212) 594-2400

SO ORDERED:

*[Signature]*  
U.S.D.J.

*9/4/08*

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